

IN THE UNITED STATES DISTRICT COURT FOR THE **FILED**  
EASTERN DISTRICT OF OKLAHOMA

JUN 17 2009

LESLEY CLAYTON BROWN, )  
Petitioner, )  
v. )  
DAVID PARKER, Warden, )  
Respondent. )

WILLIAM M. GUTHRIE  
Clerk, U.S. District Court  
By \_\_\_\_\_ Deputy Clerk

No. CIV 08-243-RAW-KEW

**ORDER AND OPINION**  
**DENYING CERTIFICATE OF APPEALABILITY**

Petitioner has filed a notice of intent to appeal the court's order entered May 12, 2009, denying his petition for a writ of habeas corpus [Docket #25] and a motion for a certificate of appealability [Docket #29]. After a careful review of the record, the court concludes petitioner has not shown "at least, that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this] court was correct in its procedural ruling." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). *See also* 28 U.S.C. § 2253(c).

Accordingly, petitioner's motion for certificate of appealability [Docket #29] is DENIED.

**IT IS SO ORDERED** this 17<sup>th</sup> day of June 2009.

  
RONALD A. WHITE  
UNITED STATES DISTRICT JUDGE